

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
YOGESHKUMAR PATEL,  
Defendant.

No. CR 04-00113 CRB  
**ORDER**

In light of the government's representation that it will not seek a plethysmograph exam for defendant, the Court's order of October 14, 2008 is moot.

**IT IS SO ORDERED.**

Dated: Nov. 3, 2008

  
CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE